

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

THOMAS M. KELLEY,  
Plaintiff,

v.

Civil Action No. 05-10596-NMG

TOWN OF PLYMOUTH, et al  
Defendants.

**AFFIDAVIT OF JOSEPH R. GALLITANO**  
**RE: OPPOSITION TO MOTION TO STRIKE**

I, Joseph R. Gallitano, hereby depose and state that the following is true and accurate to the best of my belief as follows:

1. I am an Attorney in good standing and represent the Plaintiff in the above-captioned matter.
2. Exhibit A attached hereto is a true and accurate copy of Volumes I and II of the Deposition of Thomas M. Kelley taken on February 9, 2006 and June 21, 2006.
3. Exhibit B attached hereto is a true and accurate copy of the Affidavit of Dennis M. Govoni.

Signed and sworn to under the pains and penalties of perjury this 15<sup>th</sup> day of November, 2007.

*/s/ Joseph R. Gallitano*  
Joseph R. Gallitano